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15 *Attorneys for Defendants*
16 *Lukas Turley and Alexander Ryndak*

17 **UNITED STATES DISTRICT COURT**

18 **DISTRICT OF NEVADA**

19 PARNELL JAY FAIR, individually ,

20 Case No.: 2:20-cv-01841-JCM-BNW

21 vs.
22 Plaintiff,

23 LUKAS TURLEY, individually;
24 ALEXANDER RYNDAK, individually.,

25 Defendants.

26 **JOINT MOTION FOR LEAVE TO
27 CONDUCT A DEPOSITION OF
28 PLAINTIFF
29 PARNELL JAY FAIR**

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31 Defendants Lukas Turley, and Alexander Ryndak (“LVMPD Defendants”), by and
32 through their counsel, Kaempfer Crowell, and Plaintiff, Parnell Jay Fair (“Fair”), by and through
33 his counsel, Lagomarsino Law, hereby jointly move for an Order to take Fair’s deposition
34 pursuant to Fed. R. Civ. P. 30(a)(2)(B). This Motion is made based upon the pleadings and
35 papers on file, the attached Points and Authorities in conjunction with other such evidence as this
36 Court may require if a hearing is scheduled for this matter.

MEMORANDUM OF POINTS AND AUTHORITIES

I. ARGUMENT

3 Federal Rule of Civil Procedure 30(a)(2)(B) declares that the deposition of a person
4 confined in prison may only be taken by leave of Court. Fair has recently transitioned from
5 being an inmate at a Nevada Department of Corrections (“NDOC”) facility with restrictions.
6 Fair is still under the supervision of the State of Nevada at Casa Grande Transitional Housing
7 (“Casa Grande”). Counsel for Fair has been coordinating with his case worker at the NDOC and
8 has been informed that due to the restrictions at Casa Grande, Fair cannot appear for his
9 deposition unless it has been ordered by a Court. As such, the parties jointly request this Court
10 issue an Order allowing the deposition of Fair to be taken at a date agreed by the parties.

11 Fair's deposition is necessary for the LVMPD Defendants to understand the allegations
12 raised by Fair. Responses to written discovery requests exchanged between the parties have
13 provided some insight on relevant subjects, but a deposition is the only practical method to
14 obtain critical information regarding Fair's claims and the LVMPD Defendants' defenses.

If this Court grants the parties' request and issues an Order to take Fair's deposition, the deposition will be conducted at a local court reporter's office and/or via remotely with Fair going to his Counsel's Office.

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1 **II. CONCLUSION**

2 Pursuant to Federal Rule of Civil Procedure 30(a)(2)(B), the parties, jointly, respectfully
3 request that the Court issue an Order permitting the deposition of Fair be taken.

4 DATED this 20th day of September, 2022.

5 KAEMPFER CROWELL

6 By: /s/ Ryan W. Daniels

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Lukas Turley and Alexander
Ryndak

5 DATED this 20th day of September, 2022.

LAGOMARSINO LAW

6 By: /s/ Cory M. Ford

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7 *Attorneys for Plaintiff*

13 **ORDER**
14 **IT IS SO ORDERED**

15 **DATED:** 3:12 pm, September 21, 2022

16 
17 **BRENDA WEKSLER**
18 **UNITED STATES MAGISTRATE JUDGE**